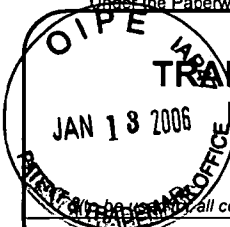


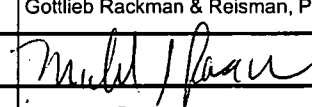
PTO/SB/21 (09-04)

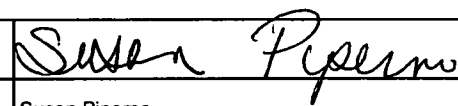
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 TRANSMITTAL FORM (Please use for all correspondence after initial filing)	Application Number	10/560,963 ✓
	Filing Date	December 14, 2005
	First Named Inventor	Hebblewhite et al
	Art Unit	to be assigned
	Examiner Name	to be assigned
	Attorney Docket Number	3869/035 US
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Gottlieb Rackman & Reisman, PC	
Signature		
Printed name	Michael I. Rackman	
Date	January 11, 2006	Reg. No. 20,639

CERTIFICATE OF TRANSMISSION/MAILING			
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3869/035 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HEBBLEWHITE et al
Serial No. : 10/560,963
Filing Date : December 14, 2005
Group Art No. : To be assigned
Examiner : To be assigned
Title : METHOD AND APPARATUS FOR MONITORING
BARIATRIC PARAMETERS AND SLEEP DISORDERED
BREATHING

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir;

Enclosed is a copy of Information Disclosure Citation Form together with copies of the documents cited on that form. It is respectfully requested that the cited documents be considered and that the enclosed copy of Information Disclosure Citation Form be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant.

Pursuant to 37 C.F.R. § 1.97 (g) and (h), the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Respectfully submitted,

GOTTLIEB, RACKMAN & REISMAN

A handwritten signature in cursive script, appearing to read "Michael I. Rackman".

Michael I. Rackman, Reg. No. 20,639
Attorney for Applicant
270 Madison Avenue, 8th Floor
New York, NY 10016
(212) 684-3900

Date: January 11, 2006

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Receipt date: 01/13/2006

10560963 - GAU: 3626

PTO/SB/08A (07-05)

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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	2
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Complete if Known

Application Number	10/560,963
Filing Date	December 14, 2005
First Named Inventor	HEBBLEWHITE et al
Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	3869/035 US

U. S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

/Robert Sorey/

Date
Considered

04/15/2009

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Application Number	10/560,963
Filing Date	December 14, 2005
First Named Inventor	HEBBLEWHITE et al
Art Unit	To be assigned
Examiner Name	To be assigned
Attorney Docket Number	3869/035 US

Sheet 2 of 2

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		BERRY et al. "The Use of Auto-Titrating Continuous Positive Airway Pressure For Treatment of Adult Obstructive Sleep Apnea", SLEEP, Vol. 25, No. 2, 2002, pp. 148- 173	
		OLIVER et al. "Predicting Effective Continuous Positive Airway Presssure", CHEST, Vol. 117, No. 4, April 2000, pp. 1061 - 1064	
		BAGNATO et al "Comparison of AutoSet And Polysomnography For The Detection Of Apnea-Hypopnea Events", Brazilian Journal Of Biological & Medical Research, Vol 33, No 5, 2/2000, pp. 515 - 519	
		HUI et al. "Detection Of Continuous Positive Airway Pressure Compliance In A Group Of Chinese Patients With Obstructive Sleep Apnea", CHEST, Vol 120, No 1, 07/2001, pp 170-176	

Examiner Signature	/Robert Sorey/	Date Considered	04/15/2009
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1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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